

Message Text

LIMITED OFFICIAL USE

PAGE 01 STATE 248540

60

ORIGIN NEA-07

INFO OCT-01 SS-14 ISO-00 PM-03 DODE-00 INR-05 CIAE-00 L-01

NSC-05 NSCE-00 /036 R

DRAFTED BY NEA/ARN:TJCAROLAN:PDW

APPROVED BY NEA/ARN:TJCAROLAN

PM/SAS - MR. KEENE (SUBS)

----- 088698

P 061908Z OCT 76

FM SECSTATE WASHDC

TO AMEMBASSY AMMAN PRIORITY

LIMITED OFFICIAL USE STATE 248540

LIMDIS, JOINT STATE/DEFENSE MESSAGE

E.O. 11652: N/A

TAGS: MORG PFOR US JO

SUBJECT: POST-RETIREMENT EMPLOYMENT OF U.S. ARMY OFFICER
IN JORDAN

1. PURPOSE OF THIS MESSAGE IS TO REQUEST EMBASSY'S HELP IN
SHEDDING LIGHT ON A POSSIBLE LEGAL ISSUE CONNECTED WITH
SEPT 19 APPOINTMENT OF MAJ. GENERAL MADDUX, A RETIRED U.S.
REGULAR ARMY OFFICER, AS DIRECTOR OF ROYAL JORDANIAN AIR
ACADEMY (RJAA) IN AMMAN. ANY INFORMATION YOU CAN PROVIDE
WILL BE USED BY ARMY JUDGE ADVOCATE GENERAL'S OFFICE IN
SUPPLYING LEGAL ADVICE TO THE SECRETARY OF THE ARMY.

2. U.S. CONSTITUTION (ARTICLE 1, SECTION 9, CLAUSE 8)
PROHIBITS THE EMPLOYMENT, WITHOUT CONSENT OF CONGRESS, OF
A PERSON HOLDING ANY OFFICE OF PROFIT OR TRUST UNDER THE
UNITED STATES (THIS WOULD INCLUDE A RETIRED REGULAR ARMY
OFFICER) BY A FOREIGN GOVT OR INSTRUMENTALITY THEREOF.
INSUFFICIENT INFORMATION IS AVAILABLE HERE TO ENABLE US TO
LIMITED OFFICIAL USE

LIMITED OFFICIAL USE

PAGE 02 STATE 248540

DETERMINE WHETHER RJAA IS AN INSTRUMENTALITY OF A FOREIGN

GOVT WITHIN THE PURVIEW OF THIS CONSTITUTIONAL PROVISION.
SHOULD BE NOTED THAT CORRESPONDENCE IN GEN, MADDOX'S
POSSESSION INDICATES THAT:

(A) RJAA IS AN "INDEPENDENT ENTITY" OPERATING UNDER A SIX-
MAN BOARD OF TRUSTEES APPOINTED BY KING HUSSEIN; AND
(B) RJAA WILL BE DESIGNATED, BEFORE THE END OF 1976, AS
"THE ARAB AIR UNIVERSITY" AND PROVIDE "A FULL SLATE OF
FLIGHT AND GROUND COURSES LEADING TO VARIOUS AERONAUTIC
DESIGNATIONS AND EDUCATIONAL DEGREES."

3. WE WOULD THEREFORE APPRECIATE THE EMBASSY PROVIDING,
TO BEST OF ITS ABILITY, ANSWERS TO THE FOLLOWING QUESTIONS:

(A) IS THE ROYAL JORDANIAN AIR ACADEMY A GOVERNMENT
ENTITY OR INSTRUMENTALITY?

(B) WHAT ARE THE SOURCES OF THE ACADEMY'S OPERATING FUNDS?

(C) WHO ULTIMATELY CONTROLS THE ACTIVITIES OF THE ACADEMY?

(D) WHAT IS MEANT BY THE DESCRIPTION THAT THE ACADEMY IS
"AN INDEPENDENT ENTITY"?

(E) IS THE ACADEMY A CORPORATION OR SIMILAR GOVERNMENT-
CHARTERED ENTITY BY THE GOVERNMENT OF JORDAN?

(F) DOES THE ACADEMY HAVE A CHARTER OR OTHER FORM OF
WRITTEN GRANT GOVERNING ITS OPERATION FROM THE GOVERNMENT
OF JORDAN?

(G) IS THE PRIMARY PURPOSE OF THE ACADEMY TO PROVIDE
TRAINING FOR THE ROYAL JORDANIAN AIR FORCE?

(H) WHO HAS FINAL APPROVAL AUTHORITY FOR THE SELECTION
OF THE DIRECTOR OF THE ACADEMY?

(I) WHO HAS THE AUTHORITY TO DISCHARGE THE DIRECTOR OF
THE ACADEMY?

LIMITED OFFICIAL USE

LIMITED OFFICIAL USE

PAGE 03 STATE 248540

(J) WHO OR WHAT DETERMINES THE DUTIES OF THE DIRECTOR OF
THE ACADEMY?

(K) WHAT IS THE SOURCE OF THE DIRECTOR'S SALARY?

(L) DOES THE JORDANIAN GOVERNMENT OR THE KING PROVIDE ANY
PART OF THE ACADEMY DIRECTOR'S SALARY?

(M) ANY OTHER RELEVANT INFORMATION.

4. GEN. MADDOX IS SCHEDULED TO DEPART THE U.S. FOR JORDAN
ON OCTOBER 16, SO WE HOPE THAT ANSWERS TO FOREGOING
QUESTIONS CAN BE PROVIDED AS EXPEDITIOUSLY AS POSSIBLE. ROBINSON

LIMITED OFFICIAL USE

NNN

Message Attributes

Automatic Decaptioning: Z
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: EMPLOYMENT, MILITARY PERSONNEL, MILITARY SCHOOLS
Control Number: n/a
Copy: SINGLE
Draft Date: 06 OCT 1976
Decaption Date: 28 MAY 2004
Decaption Note: 25 YEAR REVIEW
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: CunninFX
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1976STATE248540
Document Source: CORE
Document Unique ID: 00
Drafter: TJCAROLAN:PDW
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Film Number: D760377-0681
From: STATE
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1976/newtext/t19761076/aaaacnrr.tel
Line Count: 120
Locator: TEXT ON-LINE, ON MICROFILM
Office: ORIGIN NEA
Original Classification: LIMITED OFFICIAL USE
Original Handling Restrictions: LIMDIS
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 3
Previous Channel Indicators: n/a
Previous Classification: LIMITED OFFICIAL USE
Previous Handling Restrictions: LIMDIS
Reference: n/a
Review Action: RELEASED, APPROVED
Review Authority: CunninFX
Review Comment: n/a
Review Content Flags:
Review Date: 26 JUL 2004
Review Event:
Review Exemptions: n/a
Review History: RELEASED <26 JUL 2004 by SmithRJ>; APPROVED <12 OCT 2004 by CunninFX>
Review Markings:

Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
04 MAY 2006

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: POST-RETIREMENT EMPLOYMENT OF U.S. ARMY OFFICER IN JORDAN
TAGS: MORG, PFOR, US, JO, (MADDOX)
To: AMMAN
Type: TE
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 04 MAY 2006